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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/580,191	02/26/2007	Nils-Erik Engstrom	8688.048.US0000	1806
74217 7590 01/26/2011 NOVAK, DRUCE + QUIGG L.L.P. - PERGO 300 New Jersey Ave, NW Fifth Floor Washington, DC 20001			EXAMINER SAFAVI, MICHAEL	
			ART UNIT 3637	PAPER NUMBER
			MAIL DATE 01/26/2011	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

**Notice of Non-Compliant  
Pre-Appeal Brief Request for Review**

**Application No.**

10/580191

**Applicant(s)**

Nils-Erik ENGSTROM.

**Examiner**

SAFAVI, MICHAEL

**Art Unit**

3637

**--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

The Pre-Appeal Brief Request for Review filed on 01/06/11 is non-compliant for the following reason(s). See *Pre-Appeal Brief Conference Pilot Program*, 1296 Off. Gaz. Pat. Office 67 (July 12, 2005). A conference will not be held.

The time period for filing an appeal brief CONTINUES TO RUN from the receipt date of the Notice of Appeal. 37 CFR 41.37(a). If no Notice of Appeal has been received, the time period for filing a reply continues to run from the mail date of the last Office communication.

1. ☐ The Request was not filed concurrently with a proper Notice of Appeal.
2. ☐ The Request does not include accompanying arguments for which the review is being requested.
3. ☒ The arguments accompanying the Request exceed five (5) pages.
4. ☐ The arguments accompanying the Request are directed to petitionable, not appealable, matters.
5. ☒ An after-final or proposed amendment was filed with the Request, or after the filing of the Request but before a panel decision from the pre-appeal brief conference.
6. ☐ The request was filed concurrently with a Request for Continued Examination (RCE).
7. ☐ Other (including any explanation in support of the above items):  
  
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/Sharmalla Coates/  
Sharmalla Coates, Supervisor  
Patent Appeal Center